

ADJOURNMENT.

On motion of Mr. Satterwhite, the House, at 2:45 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills as follows:

Appropriations—House bill No. 5.

Revenue and Taxation—House bills Nos. 1 and 11.

Judiciary—House bill No. 4.

THIRD DAY.

(Wednesday, April 18, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Duffey.
Amsler.	Dunlap.
Arnold.	Dunn.
Atkinson.	Durham.
Avis.	Edwards.
Baker of Milam.	Faubion.
Baker of Orange.	Fields.
Barker.	Finlay.
Barrett.	Fugler.
Beasley.	Gipson.
Bell.	Green.
Bird.	Greer.
Blount.	Hardin of Erath.
Bryant.	Harrington.
Burmeister.	Harris.
Cable.	Henderson
Carpenter	of Marion.
of Dallas.	Henderson
Carpenter	of McLennan.
of Matagorda.	Hendricks.
Carter of Hays.	Houston.
Chitwood.	Howeth.
Coffee.	Hull.
Collins.	Irwin.
Covey.	Jacks.
Cowen.	Jennings.
Crawford.	Kemble.
Culp.	Lackey.
Davenport.	Lane.
Davis.	LeMaster.
DeBerry.	Loftin.
Dinkle.	Looney.
Downs.	McBride.
Driggers.	McDonald.

McFarlane.	Russell
McKean.	of Callahan.
McNatt.	Russell of Trinity.
Martin.	Sackett.
Mathes.	Sanford.
Maxwell.	Satterwhite.
Melson.	Shearer.
Merritt.	Shires.
Moore.	Simpson.
Morgan	Sparkman.
of Liberty.	Stell.
Morgan	Stevens.
of Robertson.	Stewart of Jasper.
Pate.	Stewart of Reeves.
Patman.	Stiernberg.
Patterson.	Storey.
Perdue.	Stroder.
Pinkston.	Sweet.
Pool.	Teer.
Potter.	Thompson.
Purl.	Thrasher.
Quaid.	Vaughan.
Quinn.	Wallace.
Rice.	Westbrook.
Robinson.	Wessels.
Rogers.	Williamson.
Rountree.	Wilmans.
Rowland.	Wilson.
	Young.

Absent.

Baldwin.	McDaniel.
Dodd.	Merriman.
Hardin	Smith.
of Kaufman.	Stewart
Johnson.	of Edwards.
Lamb.	Strickland.
Lusk.	

Absent—Excused.

Bobbitt.	LeStourgeon.
Bonham.	Lewis.
Carson.	Miller.
Carter of Coke.	Montgomery.
Dielmann.	Pope.
Frnka.	Price.
Hughes.	Turner.
Jones.	Wells.
Laird.	Winfree.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Dodd for last Monday and Tuesday, on motion of Mr. Rice.

Mr. Shires for last Monday and Tuesday, on motion of Mr. Stewart of Jasper.

Mr. Carson for yesterday and today, on motion of Mr. Beasley.

Mr. Hughes for today and tomorrow, on motion of Mr. Henderson of McLennan.

Mr. Wells and Mr. Montgomery for today, on motion of Mr. Gipson.

Mr. Turner and Mr. Bobbitt for today, on motion of Mr. Arnold.

Mr. Pope for today, on motion of Mr. Houston.

The following members were granted leaves of absence on account of important committee work:

Messrs. Henderson of Marion, Baldwin, Bonham and Laird for yesterday and today, on motion of Mr. Rountree.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. McFarlane, Mr. Greer and Mr. Gipson:

H. B. No. 24, A bill to be entitled "An Act to provide for refunding certain bonds of the State of Texas now owned by the permanent school fund; providing for the execution of new bonds in lieu thereof; providing method of exchange of said bonds; making appropriation to pay accrued interest and to pay expense of lithographing bonds."

Referred to Committee on Appropriations.

By Mr. Bell:

H. B. No. 25, A bill to be entitled "An Act amending Sections 1 and 2 of Chapter 78, General Laws, Second Called Session, Thirty-sixth Legislature, as amended by Chapter 61 of the General Laws, First Called Session, Thirty-seventh Legislature, making it unlawful for any person, directly or indirectly, to possess or receive for the purpose of sale, or to manufacture, sell, barter, exchange, transport, export, deliver, take orders for, solicit or furnish spirituous, vinous or malt liquors or medicated bitters capable of producing intoxication, or any other intoxicant whatever, or to possess, receive, manufacture, or knowingly sell, barter, exchange, transport, export, deliver, take orders for, solicit or furnish any equipment, still, mash, material, supplies, device or other thing for manufacturing, selling, bartering, exchanging, transporting, exporting, delivering, taking orders for, soliciting or furnishing any such liquors, intoxicants or bev-

erages, and making it unlawful for any person, directly or indirectly, to possess, or receive for the purpose of sale, or to manufacture, sell, barter, exchange, transport, export, deliver, take orders for, solicit or furnish spirituous, vinous or malt liquors or medicated bitters, or any potable liquor, mixture or preparation containing in excess of one per cent of alcohol by volume, or to possess, receive, manufacture or knowingly sell, barter, exchange, transport, export, deliver, take orders for, solicit or furnish any equipment, still, mash, material, supplies, device or other thing for manufacturing, selling, bartering, exchanging, transporting, exporting, delivering, taking orders for, soliciting or furnishing any such liquors intoxicants or beverages; and be further amended by adding thereto Section 2, making proof of possession of mash, or of a still or any device for manufacturing intoxicating liquors, or proof of the possession of more than one quart of intoxicating liquors prima facie evidence of guilt wherever possession or receipt, or possession or receipt for the purpose of sale, is made unlawful by this act; and amending Chapter 78, General Laws, Second Called Session, Thirty-sixth Legislature, by adding Section 35a, with reference to seizure and destruction of the vehicles and instrumentalities used for the violation of the liquor laws of this State, and declaring an emergency."

Referred to Committee on Liquor Traffic.

By Mr. Patman:

H. B. No. 26, A bill to be entitled "An Act to amend Articles 7369, 7370, 7371, 7372, 7373, 7377, 7378 and 7382, of Chapter 2, Title 126 of the Revised Civil Statutes of Texas 1911, relative to the levying of occupation taxes upon individuals, companies, corporations and associations pursuing any of the occupations, that is, viz., express companies, telegraph companies, gas, electric light, power or waterworks, collecting or commission agencies, car companies, wholesale dealers in oil, interurban and electric railway companies and telephone companies; providing for an increase of the gross receipts tax to be paid by said companies; providing for a new article to be numbered 7383b, to provide that each company subject to the provisions of this chapter shall cause to be made and to be kept and preserved a full and complete record of all business done by said companies during the time so en-

gaged in said business, and said record shall be open to the inspection of all tax officers of the State; and also providing further that any company subject to the provisions of the Intangible Tax Law as set out in Chapter 4, Title 126 of the Revised Statutes of 1911, and all amendments thereto, and are complying with the provisions of said law, shall not be subject to the provisions of this chapter, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Quinn:

H. B. No. 27, A bill to be entitled "An Act levying an occupation tax upon wholesale dealers in cement within this State; defining the term 'wholesale dealer in cement,' providing for the making of report by wholesale dealers in cement to the Comptroller of Public Accounts; prescribing penalties for any wholesale dealer in cement who refuses, fails or neglects to make the reports required or to pay the tax when due; prescribing the duties of the Attorney General, district and county attorneys with reference to the collection of the tax; and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Melson, Mr. Simpson, Mr. Hardin of Erath, Mr. Sparkman, Mr. Stewart of Jasper, Mr. Rowland, Mr. Atkinson, Mr. Howeth, Mr. McBride, Mr. Cable, Mr. Abney, Mr. Stell, Mr. Quinn, Mr. Wessels, Mr. Fields, Mr. Young, Mr. Patman, Mr. Bonham, Mr. Mathes and Mr. Crawford:

H. B. No. 28, A bill to be entitled "An Act repealing the act passed by the Thirty-eighth Legislature at its Regular Session, approved January 31, 1923, the same being House bill. No. 17, entitled "An Act requiring the Board of Water Engineers and the State Reclamation Engineer, in conformity to the statutes determining their powers and duties, to make, and cause to be made, and report to the Governor an adequate topographic and hydrographic survey of the stream watersheds of the State, to the end that flood control, water conservation and economic utilization in reclamation development may be made practicable, advancing all such work as found feasible in accordance with the relative importance to the public welfare; directing the order in which said surveys and reports shall be made; providing for an appropriation to carry out

the provisions of this act, and declaring an emergency.'"

Referred to Committee on Conservation and Reclamation.

By Mr. Melson, Mr. Henderson of Marion and Mr. Patman:

H. B. No. 29, A bill to be entitled "An Act levying an occupation tax on all individuals, companies, corporations or associations engaged in the business of severing natural resources from the soil or water, except oil, within this State; providing for the collection and disposition of said tax; requiring all individuals, companies, corporations or associations engaged in such business to file certain statements and reports with the State Comptroller of Public Accounts; fixing a penalty for failure to file said statements and reports; making it the duty of the State Comptroller of Public Accounts to enforce the provisions of this act, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Quinn:

H. B. No. 30, A bill to be entitled "An Act to repeal Article 7383a as enacted by the Thirty-eighth Legislature, relating to occupation taxes based upon gross receipts, and adding in lieu thereof a new Article 7383a, providing an occupation tax on sulphur produced in the State of Texas by individuals, companies, corporations and associations, and reviving Article 7383a, providing that in the event of either or a part of article be held unconstitutional by the courts shall not invalidate the remainder of said article, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Quinn:

H. B. No. 31, A bill to be entitled "An Act increasing the occupation tax on individuals, companies, corporations or associations owning, operating, managing or controlling telephone lines or telephones within this State; amending Article 7382 of the Revised Civil Statutes, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Dinkle, Mr. Sanford, Mr. Bryant and Mr. Simpson:

H. B. No. 32, A bill to be entitled "An Act providing for the levy and collection of income taxes upon individ-

uals, firms, co-partnerships, corporations, joint stock companies and associations residing or doing business within the State of Texas, and upon non-residents having income from property located in or business transacted within the State of Texas; fixing the rates of tax to be levied and collected from such income; providing for exemptions of amounts or parts of incomes, such exemptions to be excepted from said tax; providing for county income assessors and county income tax collectors; providing the manner of making income tax reports and returns by individuals, companies, co-partnerships and associations; providing for the compensation of county income assessors and county income tax collectors; providing for the disposition of the revenues arising under the provisions of this act; designating what shall constitute income, coming under the provisions of this act, and allowing such reductions from gross income for the purpose of calculating net income; providing for the appointment of supervisors and assistants required for the proper administration of the provisions hereof; making an appropriation for the purpose of carrying into effect the provisions of this act, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Irwin:

H. B. No. 33, A bill to be entitled "An Act making it an offense to drive an automobile or any motor driven vehicle upon the streets of any incorporated city, town or village or upon the public highways under the influence of intoxicating liquor, and declaring an emergency."

Referred to Committee on Liquor Traffic.

By Mr. Stroder:

H. B. No. 34, A bill to be entitled "An Act making it a felony for any person to carry on or about his person while violating the liquor laws any weapon or arm mentioned in Article 475 of the Penal Code; prescribing the penalty, and declaring an emergency."

Referred to Committee on Liquor Traffic.

By Mr. Stroder and Mr. Howeth:

H. B. No. 35, A bill to be entitled "An Act making it a felony to manufacture, sell, barter, give away or furnish as beverages poisonous liquors, drugs, whisky, mixtures, or prepara-

tions; and providing that if any such whisky, liquor, drug, mixture or preparation causes death the person selling, bartering, giving away or furnishing same shall be guilty of murder; prescribing the penalties, and declaring an emergency."

Referred to Committee on Liquor Traffic.

By Mr. Hull:

H. B. No. 36, A bill to be entitled "An Act making it the duty of tax assessors in the various counties of the State to ascertain the names and addresses of owners of property listed on the unrendered rolls of the various counties, using the records of the county clerks and the district clerks in the various counties in ascertaining the information, and authorizing the employment of a clerk to assist him in the additional duties prescribed by this act; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

BILL RE-REFERRED.

On motion of Mr. Abney, House bill No. 20 was withdrawn from the Committee on Criminal Jurisprudence and referred to the Committee on Liquor Traffic.

MOTION TO PRINT HOUSE BILL NO. 21.

Mr. Perdue moved that House bill No. 21, reported adversely with a minority favorable report, be printed.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—43.

Atkinson.	Durham.
Avis.	Faubion.
Baker of Milam.	Fields.
Bell.	Finlay.
Bird.	Howeth.
Bryant.	Lane.
Cable.	Loftin.
Carpenter	McBride.
of Matagorda.	McDaniel.
Carter of Hays.	McDonald.
Crawford.	McKean.
Davis.	Merritt.
Dinkle.	Perdue.
Dodd.	Pinkston.
Downs.	Rogers.
Driggers.	Rowland.
Duffey.	Sanford.
Dunn.	Shires.

Sparkman.	Teer.
Stell.	Thompson.
Stewart of Jasper.	Thrasher.
Stroder.	Westbrook.

Nays—62. .

Abney.	McFarlane.
Amsler.	McNatt.
Arnold.	Martin.
Baker of Orange.	Mathes.
Barker.	Maxwell.
Barrett.	Moore.
Beasley.	Morgan
Burmeister.	of Liberty.
Chitwood.	Morgan
Coffee.	of Robertson.
Collins.	Pate.
Cowen.	Patterson.
Culp.	Pool.
Davenport.	Potter.
Dunlap.	Purl.
Edwards.	Quaid.
Gipson.	Rice.
Green.	Robinson.
Greer.	Russell
Hardin of Erath.	of Callahan.
Harrington.	Russell of Trinity.
Harris.	Sackett.
Henderson	Satterwhite.
of McLennan.	Simpson.
Hendricks.	Stevens.
Houston.	Stiernberg.
Hull.	Storey.
Jacks.	Sweet.
Jennings.	Vaughan.
Johnson.	Wessels.
Kemble.	Williamson.
Lackey.	Wilson.
LeMaster.	Young.
Looney.	

Present—Not Voting.

Mr. Speaker.

Absent.

Blount.	Pope.
Carpenter	Price.
of Dallas.	Quinn.
Covey.	Rountree.
DeBerry.	Shearer.
Fugler.	Smith.
Hardin	Stewart
of Kaufman.	of Edwards.
Irwin.	Stewart of Reeves.
Lusk.	Strickland.
Melson.	Wallace.
Patman.	Wilmans.

Absent—Excused.

Baldwin.	Frnka.
Bobbitt.	Henderson
Bonham.	of Marion.
Carson.	Hughes.
Carter of Coke.	Jones.
Dielmann.	Laird.

Lamb.	Montgomery.
LeSturgeon.	Turner.
Lewis.	Wells.
Merriman.	Winfree.
Miller.	

Mr. McFarlane moved to reconsider the vote by which the motion to print was lost and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 1 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1, A bill to be entitled "An Act levying an occupation tax upon the right and privilege of producing oil in this State by taking same from the earth; defining the words 'person,' 'market value' and 'oil,' levying such tax against those engaged in such production; requiring reports to be made in order to ascertain the amount of said tax due the State; prescribing penalties for failure to comply with the act requiring reports to be made, and requiring said tax to be paid within a certain time; making necessary provision for carrying into effect the act and accomplishing its purpose; amending Article 7383, Chapter 2, of Title 126 of the Revised Civil Statutes of 1911, as amended, and declaring an emergency."

The bill was read second time.

On motion of Mr. Satterwhite, the bill was set as a special order for 2 o'clock p. m. today.

On motion of Mr. Satterwhite, the House, at 10:20 o'clock a. m., agreed to stand at ease until 11 o'clock a. m. today.

The House reconvened at 11 o'clock a. m. and was called to order by the Speaker.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 18, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 4, Granting the Hon. J. O. Woodward, Judge of the Thirty-fifth

Judicial District of Texas, a leave of absence for two months.

Respectfully,
RICHARD BLALOCK,
Assistant Secretary of the Senate.

TO AMEND THE RULES OF THE HOUSE.

The Speaker laid before the House, for consideration at this time, resolution offered on Monday by Mr. Satterwhite, relating to amending the Rules of the House.

The resolution having heretofore been read second time and reported favorably by the Committee on Rules.

Mr. Satterwhite offered the following (committee) amendments to the resolution:

Amend the resolution as follows:

1. Amend Section 9 by striking out the period at the end of the section and substituting the following: "or call out how to vote."

2. Amend Section 15 by adding after the period at the end of the section the following: "When the House adjourns without a quorum under the previous question, the previous question shall remain in force and effect when the bill is again laid before the House."

3. Add a new section as follows: "Amend Section 1 of Rule 17 by striking out all of said section beginning with the word 'if' in line 7."

Mr. Jacks offered the following amendment to (committee) amendment No. 1:

Amend amendments to the Rules of the House by striking out paragraph 7, page 9 (Section 7, Rule 12), relating to yea and nay vote, of committee amendment.

Signed—Jacks, Baker of Milam.

Mr. Simpson moved the previous question on the pending amendment by Mr. Jacks, and the main question was ordered.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—40.

Amsler.	Finlay.
Arnold.	Gipson.
Baker of Milam.	Greer.
Baker of Orange.	Harris.
Bird.	Henderson
Collins.	of McLennan.
Covey.	Houston.
Cowen.	Howeth.
Dodd.	Hull.

Jacks.
Johnson.
Kemble.
Lane.
Loftin.
Looney.
McFarlane.
McKean.
Martin.
Merritt.
Moore.
Morgan
of Liberty.

Pool.
Purl.
Rowland.
Russell of Trinity.
Shires.
Stell.
Stewart of Jasper.
Stiernberg.
Storey.
Stroder.
Wessels.

Nays—67.

Abney.
Atkinson.
Avis.
Barker.
Barrett.
Beasley.
Bell.
Bryant.
Burmeister.
Cable.
Carpenter
of Matagorda.
Carter of Hays.
Chitwood.
Coffee.
Crawford.
Culp.
Davis.
DeBerry.
Dinkle.
Downs.
Driggers.
Duffey.
Dunn.
Durham.
Edwards.
Fields.
Fugler.
Green.
Hardin of Erath.
Harrington.
Hendricks.
Jennings.
Lackey.
LeMaster.

McBride.
McDaniel.
McDonald.
McNatt.
Mathes.
Maxwell.
Patman.
Patterson.
Perdue.
Pinkston.
Quaid.
Rice.
Rogers.
Russell
of Callahan.
Sackett.
Sanford.
Satterwhite.
Shearer.
Simpson.
Smith.
Sparkman.
Stevens.
Stewart of Reeves.
Sweet.
Teer.
Thompson.
Thrasher.
Vaughan.
Wallace.
Westbrook.
Williamson.
Wilmans.
Wilson.
Young.

Present—Not Voting.

Quinn.

Absent.

Blount.	Melson.
Carpenter	Morgan
of Dallas.	of Robertson.
Carson.	Pate.
Davenport.	Potter.
Dunlap.	Robinson.
Faubion.	Rountree.
Hardin	Stewart
of Kaufman.	of Edwards.
Irwin.	Strickland.
Lusk.	

Absent—Excused.

Baldwin.	Lamb.
Bobbitt.	LeSturgeon.
Bonham.	Lewis.
Carter of Coke.	Merriman.
Dielmann.	Miller.
Frnka.	Montgomery.
Henderson	Pope.
of Marion.	Price.
Hughes.	Turner.
Jones.	Wells.
Laird.	Winfree.

Question then recurring on (committee) amendment No. 1, it was adopted.

Question—Shall committee amendment No. 2 be adopted?

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 18, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 5, Accepting the invitation of several chambers of commerce to visit the oil fields of Eastland and Stephens counties on April 27, 28, 29, 1923.

Respectfully,
RICHARD BLALOCK,
Assistant Secretary of the Senate.

RECESS.

On motion of Mr. McFarlane, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 1 ON ENGROSSMENT.

The Speaker laid before the House, as a special order for this hour, on its passage to engrossment, House bill No. 1, providing for a gross production tax on the production of oil.

The bill having been read second time this morning and set as a special order for this hour.

Mr. Satterwhite offered the following amendment to the bill:

Amend House bill No. 1, line 6, page 2, by striking out the word "five" and figure "5" and insert in lieu thereof the word "three" and figure "3."

Mr. Burmeister offered the following amendment to the amendment:

Amend the amendment by striking out the figure "3" and insert "2."

Mr. Rogers offered the following substitute for the amendment to the amendment:

Amend the Satterwhite amendment by striking out the word "three" and the figure "3," and insert in lieu thereof the words "two and one-half" and the figure "2½."

Mr. Culp moved the previous question on the pending amendments and the engrossment of the bill, and the motion was duly seconded.

Question recurring on the motion for the previous question, it was lost.

Mr. Jacks moved the previous question on the pending amendments and substitute, and the main question was ordered.

Mr. Coffee moved to reconsider the vote by which the previous question was ordered.

Mr. McFarlane moved to table the motion to reconsider, and the motion to table was lost.

Question recurring on the motion to reconsider, it prevailed.

Mr. Coffee moved the previous question on the pending amendments, substitute and the engrossment of the bill, and the main question was ordered.

(Mr. Moore in the chair.)

Question first recurring on the substitute by Mr. Rogers, yeas and nays were demanded.

The substitute was lost by the following vote:

Yeas—10.

Abney.	Collins.
Arnold.	Cowen.
Blount.	Davenport.
Cable.	Rogers.
Carpenter	Wessels.
of Matagorda.	

Nays—100.

Amsler.	Carter of Hays.
Atkinson.	Chitwood.
Avis.	Coffee.
Baker of Milam.	Crawford.
Baker of Orange.	Culp.
Barker.	Davis.
Barrett.	DeBerry.
Beasley.	Dodd.
Bell.	Driggers.
Bird.	Duffey.
Bonham.	Dunlap.
Bryant.	Dunn.
Burmeister.	Durham.
Carpenter	Edwards.
of Dallas.	Faubion.

Fields.	Patman.
Finlay.	Patterson.
Fugler.	Perdue.
Gipson.	Pinkston.
Green.	Pool.
Greer.	Potter.
Harrington.	Purl.
Harris.	Quaid.
Henderson	Quinn.
of Marion.	Rice.
Henderson	Robinson.
of McLennan.	Rowland.
Hendricks.	Russell
Howeth.	of Callahan.
Hull.	Russell of Trinity.
Irwin.	Sackett.
Jacks.	Sanford.
Jennings.	Satterwhite.
Johnson.	Shires.
Kemble.	Simpson.
Lackey.	Sparkman.
Lane.	Stell.
LeMaster.	Stevens.
Loftin.	Stewart of Jasper.
Looney.	Stiernberg.
McBride.	Storey.
McDaniel.	Stroder.
McDonald.	Sweet.
McFarlane.	Teer.
McNatt.	Thompson.
Mathes.	Thrasher.
Maxwell.	Vaughan.
Melson.	Wallace.
Merritt.	Westbrook.
Morgan	Williamson.
of Liberty.	Wilmans.
Morgan	Wilson.
of Robertson.	Young.
Pate.	

Absent.

Covey.	Merriman.
Dinkle.	Moore.
Downs.	Rountree.
Hardin of Erath.	Shearer.
Hardin	Smith.
of Kaufman.	Stewart
Houston.	of Edwards.
Lusk.	Stewart of Reeves.
McKean.	Strickland.
Martin.	

Absent—Excused.

Baldwin.	LeSturgeon.
Bobbitt.	Lewis.
Carson.	Miller.
Carter of Coke.	Montgomery.
Dielmann.	Pope.
Frnka.	Price.
Hughes.	Turner.
Jones.	Wells.
Laird.	Winfree.
Lamb.	

Question then recurring on the amendment by Mr. Burmeister to the amendment, yeas and nays were demanded.

The amendment to the amendment was lost by the following vote:

Yeas—28.

Abney.	McFarlane.
Avis.	Martin.
Baker of Milam.	Maxwell.
Baker of Orange.	Morgan
Blount.	of Liberty.
Burmeister.	Patterson.
Collins.	Purl.
Covey.	Quinn.
Cowen.	Russell
Davenport.	of Callahan.
Gipson.	Stiernberg.
Henderson	Storey.
of McLennan.	Stroder.
Hull.	Wessels.
Irwin.	Williamson.
Loftin.	

Nays—88.

Amsler.	Jacks.
Arnold.	Jennings.
Atkinson.	Johnson.
Barker.	Kemble.
Barrett.	Lackey.
Beasley.	Lane.
Bell.	LeMaster.
Bird.	Looney.
Bonham.	McBride.
Bryant.	McDaniel.
Cable.	McDonald.
Carpenter	McNatt.
of Dallas.	Mathes.
Carpenter	Melson.
of Matagorda.	Merritt.
Carter of Hays.	Morgan
Chitwood.	of Robertson.
Coffee.	Pate.
Crawford.	Patman.
Culp.	Perdue.
Davis.	Pinkston.
DeBerry.	Pool.
Dinkle.	Potter.
Dodd.	Quaid.
Downs.	Rice.
Driggers.	Robinson.
Duffey.	Rogers.
Dunlap.	Rowland.
Dunn.	Russell of Trinity.
Durham.	Sackett.
Edwards.	Sanford.
Faubion.	Satterwhite.
Fields.	Shires.
Finlay.	Simpson.
Fugler.	Sparkman.
Green.	Stell.
Greer.	Stevens.
Hardin of Erath.	Stewart of Jasper.
Harrington.	Stewart of Reeves.
Harris.	Sweet.
Henderson	Teer.
of Marion.	Thompson.
Hendricks.	Thrasher.
Howeth.	Vaughan.

Wallace.
Westbrook.
Wilmons.

Wilson.
Young.

Absent.

Hardin
of Kaufman.
Houston.
Lusk.
McKean.
Merriman.
Moore.

Rountree.
Shearer.
Smith.
Stewart
of Edwards.
Strickland.

Absent—Excused.

Baldwin.
Bobbitt.
Carson.
Carter of Coke.
Dielmann.
Frnka.
Hughes.
Jones.
Laird.
Lamb.

LeSturgeon.
Lewis.
Miller.
Montgomery.
Pope.
Price.
Turner.
Wells.
Winfree.

Question then recurring on the amendment by Mr. Satterwhite, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—69.

Abney.
Arnold.
Avis.
Baker of Milam.
Baker of Orange.
Bell.
Bird.
Bonham.
Burmeister.
Cable.
Carpenter
of Dallas.
Carpenter
of Matagorda.
Chitwood.
Collins.
Covey.
Cowen.
Crawford.
Davenport.
DeBerry.
Dinkle.
Downs.
Dunlap.
Durham.
Edwards.
Gipson.
Green.
Hardin of Erath.
Harris.
Henderson
of Marion.
Henderson
of McLennan.

Hendricks.
Houston.
Howeth.
Irwin.
Jennings.
Johnson.
Lackey.
Loftin.
Looney.
McBride.
McDonald.
McFarlane.
McNatt.
Martin.
Mathes.
Maxwell.
Moore.
Morgan
of Liberty.
Pate.
Patterson.
Pool.
Purl.
Quaid.
Quinn.
Rogers.
Sackett.
Satterwhite.
Shires.
Smith.
Sparkman.
Stewart of Jasper.
Stewart of Reeves.
Stiernberg.

Storey.
Stroder.
Vaughan.

Westbrook.
Wilmons.
Wilson.

Nays—50.

Amsler.
Atkinson.
Barker.
Barrett.
Beasley.
Blount.
Bryant.
Carter of Hays.
Coffee.
Culp.
Davis.
Dodd.
Driggers.
Duffey.
Dunn.
Faubion.
Fields.
Finlay.
Fugler.
Greer.
Harrington.
Hull.
Jacks.
Kemble.
Lane.
LeMaster.
McDaniel.

Melson.
Merritt.
Morgan
of Robertson.
Patman.
Perdue.
Pinkston.
Potter.
Rice.
Robinson.
Rowland.
Russell
of Callahan.
Russell of Trinity.
Sanford.
Simpson.
Stell.
Stevens.
Sweet.
Teer.
Thompson.
Thrasher.
Wallace.
Wessels.
Williamson.
Young.

Absent.

Hardin
of Kaufman.
Lusk.
McKean.
Merriman.

Rountree.
Shearer.
Stewart
of Edwards.
Strickland.

Absent—Excused.

Baldwin.
Bobbitt.
Carson.
Carter of Coke.
Dielmann.
Frnka.
Hughes.
Jones.
Laird.
Lamb.

LeSturgeon.
Lewis.
Miller.
Montgomery.
Pope.
Price.
Turner.
Wells.
Winfree.

Mr. McFarlane moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

(Speaker in the chair.)

House bill No. 1 was then passed to engrossment.

HOUSE BILL NO. 1 ON THIRD READING.

Mr. Carpenter of Dallas moved that the constitutional rule requiring bills

to be read on three several days be suspended, and that House bill No. 1 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—93.

Mr. Speaker.	Lackey.
Amsler.	Lane.
Arnold.	LeMaster.
Atkinson.	Looney.
Barker.	McBride.
Barrett.	McDaniel.
Beasley.	McDonald.
Bell.	McNatt.
Bird.	Martin.
Bryant.	Mathes.
Cable.	Melson.
Carpenter	Merritt.
of Dallas.	Moore.
Carpenter	Morgan
of Matagorda.	of Robertson.
Carter of Hays.	Pate.
Chitwood.	Patman.
Coffee.	Perdue.
Covey.	Pinkston.
Cowen.	Pool.
Culp.	Potter.
Davis.	Quaid.
DeBerry.	Quinn.
Dinkle.	Rice.
Dodd.	Robinson.
Downs.	Rogers.
Driggers.	Russell of Trinity.
Duffey.	Sackett.
Dunlap.	Sanford.
Dunn.	Satterwhite.
Durham.	Shires.
Edwards.	Simpson.
Faubion.	Smith.
Fields.	Sparkman.
Finlay.	Stell.
Fugler.	Stewart of Jasper.
Green.	Stewart of Reeves.
Greer.	Stroder.
Hardin of Erath.	Sweet.
Harrington.	Teer.
Harris.	Thompson.
Henderson	Thrasher.
of Marion.	Vaughan.
Hendricks.	Wallace.
Houston.	Westbrook.
Howeth.	Wilmans.
Jennings.	Wilson.
Johnson.	Young.
Kemble.	

Nays—23.

Abney.	Henderson
Avis.	of McLennan.
Baker of Milam.	Hull.
Baker of Orange.	Irwin.
Blount.	Jacks.
Burmeister.	Loftin.
Collins.	McFarlane.
Crawford.	Maxwell.

Morgan
of Liberty.
Patterson.
Puri.
Russell
of Callahan.

Stevens.
Storey.
Wessels.
Williamson.

Absent.

Bonham.	Rountree.
Davenport.	Rowland.
Gipson.	Shearer.
Hardin	Stewart
of Kaufman.	of Edwards.
Lusk.	Stiernberg.
McKean.	Strickland.
Merriman.	

Absent—Excused.

Baldwin.	LeSturgeon.
Bobbitt.	Lewis.
Carson.	Miller.
Carter of Coke.	Montgomery.
Dielmann.	Pope.
Frnka.	Price.
Hughes.	Turner.
Jones.	Wells.
Laird.	Winfree.
Lamb.	

The Speaker then laid House bill No. 1 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—97.

Mr. Speaker.	Downs.
Abney.	Driggers.
Arnold.	Duffey.
Atkinson.	Dunlap.
Baker of Milam.	Dunn.
Baldwin.	Durham.
Barker.	Edwards.
Barrett.	Faubion.
Beasley.	Fields.
Bell.	Finlay.
Bird.	Fugler.
Bonham.	Green.
Bryant.	Greer.
Cable.	Hardin of Erath.
Carpenter	Harrington.
of Dallas.	Harris.
Carpenter	Henderson
of Matagorda.	of Marion.
Carter of Hays.	Henderson
Coffee.	of McLennan.
Collins.	Hendricks.
Covey.	Howeth.
Cowen.	Jennings.
Crawford.	Johnson.
Culp.	Kemble.
Davis.	Lackey.
DeBerry.	Lane.
Dinkle.	Looney.
Dodd.	McBride.

McDaniel.	Sackett.
McDonald.	Sanford.
McNatt.	Satterwhite.
Martin.	Shires.
Mathes.	Simpson.
Melson.	Smith.
Merritt.	Sparkman.
Moore.	Stell.
Morgan	Stevens.
of Robertson.	Stewart of Jasper.
Pate.	Stewart of Reeves.
Patman.	Stroder.
Perdue.	Sweet.
Pinkston.	Teer.
Pool.	Thompson.
Potter.	Thrasher.
Quaid.	Vaughan.
Quinn.	Wallace.
Robinson.	Westbrook.
Rogers.	Wilmans.
Rountree.	Wilson.
Rowland.	Young.
Russell of Trinity.	

Nays—18.

Avis.	Maxwell.
Baker of Orange.	Morgan
Burmeister.	of Liberty.
Davenport.	Patterson.
Gipson.	Purl.
Hull.	Russell
Irwin.	of Callahan.
Jacks.	Storey.
Loftin.	Wessels.
McFarlane.	Williamson.

Absent.

Blount.	McKean.
Chitwood.	Rice.
Hardin	Shearer.
of Kaufman.	Stewart
Houston.	of Edwards.
Lewis.	Stiernberg.
Lusk.	Strickland.

Absent—Excused.

Bobbitt.	LeMaster.
Carson.	LeStourgeon.
Carter of Coke.	Miller.
Dielmann.	Montgomery.
Frnka.	Pope.
Hughes.	Price.
Jones.	Turner.
Laird.	Wells.
Lamb.	Winfree.

Paired.

Mr. Amsler (present), who would vote "yea," with Mr. Merriman (absent), who would vote "nay."

BILLS RE-REFERRED.

On motion of Mr. Wilson, House bills Nos. 17 and 18 were withdrawn from

the Committee on State Affairs and referred to the Committee on Revenue and Taxation.

TO AMEND THE RULES OF THE HOUSE.

The House resumed consideration of pending business, same being a resolution offered by Mr. Satterwhite, relating to amending the Rules of the House, with (committee) amendments Nos. 2 and 3 pending.

Question recurring on (committee) amendment No. 2, it was adopted.

Question next recurring on (committee) amendment No. 3, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—76.

Abney.	Lane.
Arnold.	LeMaster.
Atkinson.	McBride.
Barker.	McDaniel.
Barrett.	McNatt.
Beasley.	Martin.
Bell.	Maxwell.
Bryant.	Melson.
Burmeister.	Merritt.
Cable.	Moore.
Carpenter	Morgan
of Matagorda.	of Robertson.
Coffee.	Pate.
Cowen.	Patterson.
Crawford.	Perdue.
Culp.	Potter.
Davenport.	Quaid.
DeBerry.	Rowland.
Dinkle.	Robinson.
Driggers.	Russell
Duffey.	of Callahan.
Dunlap.	Sackett.
Dunn.	Sanford.
Durham.	Satterwhite.
Edwards.	Simpson.
Faubion.	Smith.
Fields.	Sparkman.
Finlay.	Stevens.
Green.	Stewart of Reeves.
Greer.	Stroder.
Hardin of Erath.	Sweet.
Harrington.	Teer.
Harris.	Thompson.
Henderson	Thrasher.
of McLennan.	Vaughan.
Howeth.	Westbrook.
Irwin.	Williamson.
Jennings.	Wilmans.
Kemble.	Wilson.
Lackey.	Young.

Nays—23.

Amsler.	Baker of Orange.
Baker of Milam.	Carter of Hays.

Collins.	Morgan
Dodd.	of Liberty.
Downs.	Pool.
Gipson.	Purl.
Houston.	Quinn.
Hull.	Russell of Trinity.
Jacks.	Stell.
Johnson.	Stewart of Jasper.
Looney.	Storey.
McFarlane.	Wessels.

Present—Not Voting.

Mr. Speaker.	McDonald.
Avis.	Rice.
Bird.	

Absent.

Blount.	McKean.
Carpenter	Mathes.
of Dallas.	Patman.
Carson.	Pinkston.
Chitwood.	Rogers.
Covey.	Rountree.
Davis.	Shearer.
Fugler.	Shires.
Hardin	Stewart
of Kaufman.	of Edwards.
Hendricks.	Stiernberg.
Loftin.	Strickland.
Lusk.	Wallace.

Absent—Excused.

Baldwin.	Lamb.
Bobbitt.	LeSturgeon.
Bonham.	Lewis.
Carter of Coke.	Merriman.
Dielmann.	Miller.
Frnka.	Montgomery.
Henderson	Pope.
of Marion.	Price.
Hughes.	Turner.
Jones.	Wells.
Laird.	Winfree.

Mr. Fields offered the following amendment to the resolution:

Amend the report by inserting as follows:

After Rule 19, Section 14, on page 121, Journal of the House, insert the following:

"Rule XX, A bill or resolutions (joint, concurrent or simple) shall not be signed by any other person than its author or authors; that is to say, the member or members who participated in its preparation."

Change numbers of succeeding articles to correspond.

The amendment was lost.

Mr. Lackey offered the following amendment to the resolution:

Amend the resolution, page 9, Section

9, by striking out the words "or leave his seat."

The amendment was adopted.

Mr. Purl moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

The motion to table prevailed.

Mr. Abney offered the following amendment to the resolution:

Amend resolution by Mr. Satterwhite, amending Rules of the House, by adding after Section 30 a new section, as follows:

"Sec. 31. Amend Section 1 of Rule 28 by adding at the conclusion thereof the following:

"Provided no head of a State department shall be admitted to or permitted to remain in the Hall of the House of Representatives while the House of Representatives has under consideration any appropriation or revenue raising bill or resolution or any proposition concerning such department, its officers, or employees, or concerning any subject under the control, jurisdiction or supervision of such department."

The amendment was adopted.

Mr. Purl moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

The motion to table prevailed.

Mr. Burmeister offered the following amendment to the resolution:

Amend the amendment to the rules offered by the committee by creating a new section by adding the following rule at the end of the amendment offered:

"The light showing on the voting machine over the Speaker's stand shall be eliminated from said machine, but said light shall shine on the desk of the members only."

On motion of Mr. Satterwhite, the amendment was tabled.

On motion of Mr. Satterwhite, the resolution as amended was adopted.

RELATING TO THE RULES OF THE HOUSE AS AMENDED.

On motion of Mr. Satterwhite, the Secretary to the Speaker was requested to prepare the Rules of the House as amended for publication in the Journal and the rules thus prepared were ordered printed in the Journal.

EXTENDING THANKS TO READ GRANBERRY.

Mr. Burmeister offered the following resolution:

Whereas, C. R. Granberry, Private Secretary to the Speaker of the Thirty-eighth Legislature, who has also been in the same position during the Thirty-fourth, Thirty-fifth, Thirty-sixth, Thirty-seventh and Regular Session of the Thirty-eighth, to each Speaker of their respective Houses, has devoted the last thirty days before the convening of this Second Called Session to collecting and promulgating the existing rules, which have been governing the different Houses of the Legislature; and

Whereas, The amendment offered by the Committee on Rules, which was adopted today, was the handiwork of the said C. R. Granberry; therefore, be it

Resolved, That we extend to the said C. R. Granberry our thanks for the industry and knowledge which he has shown by his work and for the interest in the welfare of this House, which he has manifested by his work.

Signed—Burmeister, Russell of Callahan.

The resolution was read second time and was adopted.

RELATING TO PRINTING OF HOUSE BILLS.

The Speaker laid before the House, for consideration at this time, the following report:

Austin, Texas, April 18, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives:

Your committee appointed to investigate the manner and order of printing House bills, beg to report that in conference with Mr. A. C. Baldwin, who has the contract for printing bills, assures us that he will, in every way, co-operate with the Speaker in having bills printed in such order as the House may desire, so as to expedite the work of the House, according to such program as may be determined upon by the membership of the House. Mr. Baldwin also requests that we state to the House that the delay in printing House bill No. 1 was the result of a practice heretofore adhered to in giving the appropriation bills the right of way, and a misunderstanding of instructions.

Signed—Satterwhite, Quaid, Moore.

Question recurring on the report, it was adopted.

RELATING TO LEASE OF TUBERCULAR HOSPITAL.

Mr. Green offered the following resolution:

Whereas, There has been brought about through the efforts of the American Legion, Department of Texas, an agreement between the Federal government and the State of Texas, wherein the Federal government has agreed to lease the "State Memorial Hospital for Tubercular Soldiers," located at Kerrville, Texas;

Whereas, By the terms of said lease the sanatorium will be operated by the Federal government for the sole purpose of caring for the veterans of the late war who have contracted tuberculosis.

Whereas, The sanatorium will be operated by the Federal government on a more efficient basis than would be possible under any other plan, and at the same time at a saving to the State of Texas of more than \$400,000 annually; therefore, be it

Resolved by the House of Representatives, That we, in behalf of the people of Texas generally and especially the disabled soldiers of Texas, extend to the present and to the former State commander and to the liaison officer and to the State adjutant of the American Legion of Texas our sincerest expressions of appreciation and gratitude for a service well rendered.

Signed—Green, Stiernberg, Purl.

The resolution was read second time and was adopted.

INVITATION TO EBENEZER CHORAL CLUB.

Mr. Greer offered the following resolution:

Whereas, The Ebenezer Jubilee Singers, representing the St. John's Orphan Home (colored), are accustomed to entertaining the members of the Legislature at least one night during the session; and

Whereas, The Ebenezer Jubilee Singers have a very entertaining program arranged for the entertainment of the members of the Legislature; now, therefore, be it

Resolved, That the Ebenezer Jubilee Singers be tendered the use of the Hall of the House of Representatives on Thursday night, April 26, for the pur-

pose of rendering their complimentary program.

The resolution was read second time, and was adopted.

GRANTING LEAVE OF ABSENCE TO HON. J. O. WOODWARD.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 4, Granting leave of absence to Hon. J. O. Woodward.

Whereas, It has become necessary for Honorable J. O. Woodward, judge of the Thirty-fifth Judicial District of Texas, to leave the State of Texas on or about the 13th day of April, 1923, and to be absent for a period of two (2) months; therefore, be it

Resolved by the Legislature of the State of Texas, That the said J. O. Woodward, judge of the Thirty-fifth Judicial District of Texas, be, and he hereby is, granted leave of absence for a period of two (2) months, beginning April 13, 1923, and terminating not later than June 13, 1923.

The resolution was read second time and was adopted.

PROVIDING FOR MEMBERS TO VISIT WEST TEXAS OIL FIELDS.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 5, Providing for members to visit West Texas oil fields.

Whereas, Invitation has been extended to the Legislature by the chambers of commerce of Eastland, Ranger, Gorman, Carbon, Rising Star and Cisco of Eastland county, to visit the oil fields of Eastland and Stephens counties, at the expense of said chambers of commerce; and

Whereas, Because of the vast importance of the Legislature securing accurate, first-hand information as to the real value of products of the oil fields, that the Legislature may better judge as to the justice and amount of a gross production tax, to be levied upon said oil industries and gross production of oil; and

Whereas, The Legislature of Texas desires to deal fairly and justly with all business and industries in Texas with regard to levying of taxes; and

Whereas, Said invitation and trip to the oil fields of said Eastland and Stephens counties will afford the members

of the Legislature ample opportunities to study the condition of the oil industries with respect to the production end of said industries in said fields and will thereby better enable the Legislature to deal fairly and justly in levying a reasonable gross production tax on the oil industries of Texas; therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That said invitation of said chambers of commerce be accepted by the Legislature of Texas or as many members as possible, to visit the said oil fields on April 27, 28, 29 of 1923. The train carrying the delegation leaving Austin on Friday night April 27, and returning to Austin Monday, April 30, at 11 o'clock.

The resolution was read second time.

Mr. Simpson offered the following amendment to the resolution:

Amend Senate concurrent resolution No. 5 by striking out all after the first paragraph and inserting in lieu thereof the following:

Whereas, The Legislature is highly appreciative of the generosity and hospitality displayed by the chambers of commerce of the oil fields cities extending this invitation to this body; and

Whereas, The brevity of the time allotted to this Special Session for the transaction of business demands that we devote every possible moment to the business at hand in order to avoid the necessity of a Third Called Session; therefore, be it

Resolved, That the Legislature extend its sincere thanks to the chambers of commerce of Eastland, Ranger, Gorman, Carbon, Rising Star and Cisco for their invitation and that the Legislature express to those chambers of commerce its deep regret that the invitation cannot be accepted.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—41.

Abney.	Durham.
Amsler.	Fields.
Atkinson.	Greer.
Beasley.	Hardin of Erath.
Bell.	Harris.
Bird.	Houston.
Cable.	Howeth.
Carpenter	Lackey.
of Matagorda.	Laird.
Davis.	Lane.
DeBerry.	Looney.
Dodd.	McBride.

Martin.	Stell.
Melson.	Stevens.
Moore.	Stewart of Jasper.
Patman.	Stewart of Reeves.
Perdue.	Stroder.
Rice.	Teer.
Robinson.	Wallace.
Rowland.	Westbrook.
Simpson.	Young.

Nays—55.

Arnold.	McNatt.
Avis.	Maxwell.
Baker of Orange.	Merritt.
Barker.	Morgan
Barrett.	of Liberty.
Burmeister.	Morgan
Cowen.	of Robertson.
Culp.	Pate.
Davenport.	Patterson.
Dinkle.	Pinkston.
Downs.	Potter.
Driggers.	Purl.
Duffey.	Rogers.
Dunn.	Rountree.
Edwards.	Russell
Finlay.	of Callahan.
Fugler.	Russell of Trinity.
Gipson.	Sackett.
Harrington.	Sanford.
Henderson	Satterwhite.
of Marion.	Shires.
Hull.	Smith.
Irwin.	Sparkman.
Jacks.	Storey.
Jennings.	Sweet.
Kemble.	Thompson.
LeMaster.	Vaughan.
Loftin.	Williamson.
McDaniel.	Wilson.
McFarlane.	

Present—Not Voting.

Mr. Speaker.	McDonald.
Coffee.	Wessels.
Faubion.	Wilmans.

Absent.

Baker of Milam.	Hendricks.
Blount.	Johnson.
Bonham.	Lusk.
Bryant.	McKean.
Carpenter	Mathes.
of Dallas.	Merriman.
Carter of Hays.	Pool.
Chitwood.	Quaid.
Collins.	Quinn.
Covey.	Shearer.
Crawford.	Stewart
Dunlap.	of Edwards.
Green.	Stiernberg.
Hardin	Strickland.
of Kaufman.	Thrasher.
Henderson	
of McLennan.	

Absent—Excused.

Baldwin.	LeSturgeon.
Bobbitt.	Lewis.
Carson.	Miller.
Carter of Coke.	Montgomery.
Dielmann.	Pope.
Ernka.	Price.
Hughes.	Turner.
Jones.	Wells.
Lamb.	Winfree.

Mr. Purl moved to reconsider the vote by which the amendment was lost and to table the motion to reconsider. The motion to table prevailed.

Mr. Potter moved the previous question on the resolution and the main question was ordered.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—57.

Amsler.	Loftin.
Arnold.	McDaniel.
Avis.	McFarlane.
Baker of Orange.	McNatt.
Barker.	Maxwell.
Barrett.	Morgan
Beasley.	of Liberty.
Burmeister.	Pate.
Carpenter	Patterson.
of Matagorda.	Pinkston.
Chitwood.	Potter.
Coffee.	Purl.
Covey.	Rogers.
Cowen.	Russell
Crawford.	of Callahan.
Davenport.	Russell of Trinity.
Driggers.	Sackett.
Duffey.	Sanford.
Dunlap.	Satterwhite.
Dunn.	Shires.
Edwards.	Smith.
Finlay.	Stiernberg.
Fugler.	Storey.
Hardin of Erath.	Sweet.
Harrington.	Teer.
Houston.	Thompson.
Hull.	Thrasher.
Jacks.	Vaughan.
Jennings.	Williamson.
Kemble.	Wilson.

Nays—36.

Abney.	Durham.
Atkinson.	Fields.
Bell.	Greer.
Bird.	Harris.
Cable.	Henderson
Davis.	of Marion.
DeBerry.	Howeth.
Dodd.	Lackey.

Lane.	Rice.
LeMaster.	Robinson.
Looney.	Rowland.
McBride.	Simpson.
Martin.	Stell.
Mathes.	Stevens.
Merritt.	Stewart of Jasper.
Moore.	Stewart of Reeves.
Morgan	Stroder.
of Robertson.	Wallace.
Perdue.	Westbrook.

Present—Not Voting.

Mr. Speaker.	Quinn.
Bryant.	Wessels.
Faubion.	Wilmans.
Patman.	

Absent.

Baker of Milam.	Hendricks.
Blount.	Johnson.
Carpenter	Lusk.
of Dallas.	McDonald.
Carson.	McKean.
Carter of Hays.	Melson.
Collins.	Pool.
Culp.	Price.
Dinkle.	Quaid.
Downs.	Roundtree.
Gipson.	Shearer.
Green.	Sparkman.
Hardin	Stewart
of Kaufman.	of Edwards.
Henderson	Strickland.
of McLennan.	Turner.

Absent—Excused.

Baldwin.	Lamb.
Bobbitt.	LeSturgeon.
Bonham.	Lewis.
Carter of Coke.	Merriman.
Dielmann.	Miller.
Frnka.	Montgomery.
Hughes.	Pope.
Jones.	Wells.
Laird.	Winfree.

Paired.

Mr. Young (present), who would vote "nay," with Mr. Irwin (absent), who would vote "yea."

Mr. Jacks moved to reconsider the vote by which the resolution was adopted and to table the motion to reconsider.

The motion to table prevailed.

ADJOURNMENT.

On motion of Mr. Lackey, the House, at 2:30 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports today on bills as follows:

Appropriations: House bill No. 6.

Revenue and Taxation: House bill No. 14.

The following committee has filed an unfavorable report on bill as follows:

Revenue and Taxation: House bill No. 21.

FOURTH DAY.

(Thursday, April 19, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Dunn.
Amsler.	Durham.
Arnold.	Edwards.
Atkinson.	Faubion.
Avis.	Fields.
Baker of Milam.	Finlay.
Baker of Orange.	Gipson.
Barker.	Greer.
Barrett.	Hardin of Erath.
Beasley.	Hardin
Bell.	of Kaufman.
Bird.	Harrington.
Bryant.	Harris.
Burmeister.	Henderson
Cable.	of McLennan.
Carpenter	Hendricks.
of Dallas.	Houston.
Carpenter	Howeth.
of Matagorda.	Hull.
Carson.	Irwin.
Carter of Hays.	Jacks.
Chitwood.	Jennings.
Coffee.	Johnson.
Collins.	Kemble.
Covey.	Lackey.
Cowen.	Laird.
Crawford.	Lane.
Culp.	LeMaster.
Davenport.	Loftin.
Davis.	Looney.
DeBerry.	McBride.
Dinkle.	McDaniel.
Dodd.	McDonald.
Downs.	McFarlane.
Driggers.	McNatt.
Duffey.	Martin.
Dunlap.	Mathes.